

PERFORMANCE BASED OVERSIGHT WORKING GROUP

MEETING NOTES

May 12, 2010 Meeting

2:00 p.m. to 4:00 p.m.

Attendees	<p>Diana Johnson – Gallagher Bassett*</p> <p>Dr. Buddy Swift – TMA/Texas MedClinic*</p> <p>Dr. David Gude – TMC/Texas Medical Clinic*</p> <p>Dr. David Webster – Concentra*</p> <p>Jo Betsy Norton – Texas Mutual Insurance Co*</p> <p>Pam Beachley – Texas Group Insurance Association*</p> <p>Ron Cobb – AIA/American Insurance Association*</p> <p>Sarita Shipe – TASB/Texas Association of School Boards*</p> <p>Steve Nichols – ICT/Insurance Council of Texas*</p> <p>Stuart Colburn – Downs Stanford*</p> <p>Trey Gillespie – PCI/Property & Casualty Insurers Association*</p> <p>Warren Cooper - Texas Medical Association (TMA)*</p> <p>Bill Weldon – Travelers</p> <p>Cassie Brown – Governor’s Office</p> <p>Connie Higdon –TML</p> <p>Dr. Stephen Norwood</p> <p>Nick Huestis – BAOB / AFA</p> <p>Terry Eliason – Texas Mutual Insurance Co</p> <p><i>*Denotes PBO Working Group Member</i></p>
Welcome	<p>Teresa Carney - Welcomed and thanked everyone for attending. Each member introduced themselves along with their association.</p>
Discussion of Insurance Carrier Assessment	<p>Teresa Carney – Discussed at a high level the following key points:</p> <ul style="list-style-type: none">• Medical Billing Data – data elements can be changed in the EDI reporting. If inaccurate data elements are discovered through self- audits, the corrections can be made. Must be made and resubmitted by June 30, 2010.• Initial Payment of TIBs Data - data elements cannot be changed in the EDI reporting. If refuting initial findings, carriers must send documentation to support the inaccurate data element in response to the preliminary findings.<ul style="list-style-type: none">○ Denied Claims (Disputes) – Both an EDI 148-04 and a PLN-1 must be filed with DWC to be considered a timely dispute. If a claim has a 148-04 annotation, then that claim is removed from the review.○ Full Salary – Remember to report “FS” in the EDI transaction if the employer is paying full salary. Full salary transactions are excluded from the review.○ Intermittent Lost Time (ILT) and Delayed Lost Time – Must send documentation in response to the preliminary findings that supports how the accrual date (eighth day of disability) was arrived.○ Knowledge of Disability – PBO review does not consider knowledge date of disability when calculating the timeliness of the initial payment of TIBs. This is because there aren’t any current statute or rule provisions that allow for a calculation based on the knowledge of disability date. If a carrier is going to refute a late payment based on knowledge of disability, please provide as much documentation and explanation that fully explains the issue, as in some cases, the payment may be timely based on inaccurate data reporting.• Initial Findings should be issued by mid July 2010 and response due after Labor Day.• Think about new insurance carrier measures for the next assessment in 2012.

**Recap –
Small Group
– Health care
Provider
Measures**

Teresa Carney – Discussed the potential health care provider measures and where we are today with the measures. Reminded the group that the measures/process is not final until approved by the Commissioner.

- **MRIs** – Low back injuries only. This will be a “study” measure for 2011 with no weight value assigned. Study will use the last office visit prior to the MRI to determine the ordering physician. The outcome of study & the accuracy of this methodology will be reviewed to determine if this could be a measure for the 2013 assessment. DWC will not release or publish the individual health care provider results but will release the outcome or summary of findings.
- **DWC Form-69** – Designated Doctors only. Measures the timeliness of filing the DWC Form-69 with the DWC.
- **DWC Form-73 (Completeness Only)** – Excludes Designated Doctors. This will include all injury types and all forms (initial and subsequent) with a date of injury on or after August 1, 2010 and where the form was billed and reimbursed.
- **Timely Release to Return to Work** – Using the DWC Form-73 data that will include all injury types and all forms (initial and subsequent) with a date of injury on or after August 1, 2010 and where the form was billed and reimbursed.
 - Discussion – if Box C (off work status) is checked, DWC will request documentation that supports the justification of the off work status.
- **Performance Standard** – Some of the PBO health care provider members suggested using the bell curve to tier health care providers rather than the 95% performance standard.

Conclusion

A draft proposal of the health care provider 2011 PBO assessment is scheduled to be distributed before May 31, 2010. Notification to the health care providers is scheduled to be sent on or before July 1, 2010. DWC will be sending requests for documentation to the health care providers in January 2011.

Next Meeting None scheduled.

Closing

Teresa Carney – Thanked everyone for attending and participating in the PBO planning process.

Meeting adjourned at 4:00 p.m.

PBO Results link

Past PBO Planning Documents:

<http://www.tdi.state.tx.us/wc/pbo/pboresults.html>

<http://www.tdi.state.tx.us/wc/pbo/pbo.html#pldoc>